

JAN 12 2012

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	LUDMERER, Steven W. et al.		Confirmation No.:	9691	
Serial No.:	10/577,893	Case No.:	21564YP	Art Unit:	1648
Filed:	01 May 2006		Examiner:	A. Boesen	
For:	HCV REPLICONS CONTAINING NS5B FROM GENOTYPE 2B				

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

RESPONSE TO NOTICE TO COMPLY

Sir:

This submission is in response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures (hereafter "Notice") mailed December 14, 2011 in connection with the above-identified application. The Notice contends that the Sequence Listing in this application fails to adhere to the requirements of the sequence rules.

CERTIFICATE OF FACSIMILE

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being submitted via facsimile to the United States Patent & Trademark Office at 571-273-8300.

Melissa Wenk
Name
Date


Signature

January 12, 2012

Case No.: 21564Y
Serial No.: 10/577,893

The Notice alleges that not all of the sequences in the application are listed in the Sequence Listing because Claim 1 of the application refers to SEQ ID NO:38 but there are only 28 sequences in the Sequence Listing. Applicants have discovered that there is a typographical error in Claim 1. The correct reference should be to SEQ ID NO:28 – not SEQ ID NO:38.

There are only 28 sequences disclosed in the application and thus the Sequence Listing is correct. Applicants hereby submit concurrently a Preliminary Amendment that corrects the typographical error in Claim 1 such that it now properly references SEQ ID NO:28.

A return copy of the Notice is also enclosed.

Authorization

No fee is believed to be due. However, the Commissioner is hereby authorized to charge any additional fees which may be required for consideration of this Amendment to deposit account 13-2755.

Respectfully submitted,

Dated: January 12, 2012

By: 

Melissa B. Wenk
Reg. No. 53,759
Attorney for Applicants

Correspondence Address:

Merck & Co., Inc.
P.O. Box 2000
Rahway, NJ 07065-0907
(732) 594-2756 Telephone
(732) 594-7790 Facsimile